

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

ERIC JACKSON, *et al.*,

Plaintiffs,

v.

ALEJANDRO N. MAYORKAS,
Secretary of Homeland Security, *et al.*,

Defendants.

Case No. 4:22-cv-0825-P

NOTICE OF RECENT DEVELOPMENTS

As discussed on the record at the April 28, 2023, status conference, on March 22, 2023, Plaintiff Michael Marcenelle requested a Special Selection Board. On May 10, 2023, Plaintiff Marcenelle's request was granted. *See* Memorandum from Captain Patrick J. Dougan, Ex. 1. Accordingly, a Special Selection Board will convene to consider Plaintiff Marcenelle for promotion. If Plaintiff Marcenelle is promoted upon the recommendation of the Special Selection Board, he will receive "the same date of rank, the same effective date for the pay and allowances of that grade, and the same position on the active duty promotion list" as he would have obtained if he had been recommended for promotion by his prior selection board. 14 U.S.C. § 2120(d)(2).

Dated: May 15, 2023

Respectfully submitted,

BRIAN M. BOYNTON
Principal Deputy Assistant Attorney General

ALEXANDER K. HAAS
Branch Director

ANTHONY H. COPPOLINO
Deputy Branch Director

/s/ Cody T. Knapp

CODY T. KNAPP (NY Bar #5715438)
JOHNNY H. WALKER (DC Bar #991325)

Trial Attorneys

United States Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW

Washington, D.C. 20530

Tel.: (202) 532-5663 / Fax: (202) 616-8460

Email: cody.t.knapp@usdoj.gov

Counsel for Defendants